

1. Describe EPA's investigation of the West, Texas facility, including timelines and scope.

EPA conducted an inspection at West Chemical & Fertilizer Co. on March 16, 2006. The inspection was conducted by one of the Region's SEE inspectors, Roger Cadenhead, using the Level 2 RMP inspection checklist. The checklist used included all modifications incorporated by OECA through March 14, 2005. Violations identified by the inspector included failure to timely update the RMP (the update due on 2004 had not been submitted), including updating the Hazard Assessment and Hazard Review, failure to include consequences of deviation in operating procedures, failure to properly document new operator training, failure to develop a formal mechanical integrity program, and failure to conduct compliance audits. On June 5, 2006 the Region issued a proposed Expedited Penalty Agreement assessing a penalty of \$2,300 (calculated in accordance with the then-approved Penalty Matrix). West Chemical & Fertilizer submitted its updated RMP on July 7, 2006, paid the penalty and the ESA was issued final August 14, 2006.

8. Describe any and all fines issues against the West facility for failing to comply with safety standards related to chemicals.

Aside from the enforcement action addressed in the response to Question 1 above there are no other enforcement actions by EPA against this facility in ISIS.